

MAERSK LINE,

Plaintiff,

- against -

CALTECH INTERNATIONAL
TRADING CORPORATION,

CIVIL COMPLAINT
IN ADMIRALTY

Defendant

Plaintiff MAERSK LINE, by its attorneys, LAW OFFICES OF ALBERT J. AVALLONE & ASSOCIATES, as and for its Complaint against defendant CALTECH INTERNATIONAL TRADING CORPORATION, In personam, in a cause of action civil and maritime, alleges upon information and belief:

1. This is an admiralty and maritime claim within the meaning of Rule 9(h) of the Federal Rules of Civil Procedure, and the Ocean Shipping Reform Act of 1999, 46 U.S.C., App. Section 1701, et seq.
2. At all times hereinafter mentioned, plaintiff MAERSK LINE was and still is a corporation duly organized and existing under the laws of the State of Delaware with offices and a place of business at 6000 Carnegie Blvd., Charlotte, NC 28209.
3. Upon information and belief and at all times hereinafter mentioned, defendant had and now has the legal status and place of business as set forth in Schedule A.
4. On or about the dates and at the ports of shipment stated in Schedule A, certain goods were delivered to plaintiff to be carried to the ports of destination and at the agreed charges to be paid by defendant pursuant to plaintiff's published tariff, all as set forth in Schedule A.
5. Thereafter, the goods were carried to the ports of destination and delivered to the consignee and/or its agents.

6. Plaintiff has performed all duties and obligations required to be performed by plaintiff.

7. Defendant has failed and refused and continues to fail and refuse to remit payment of \$20,988.00, although duly demanded.

8. By reason of the foregoing, plaintiff has sustained damages in the amount of \$20,988.00 which, although duly demanded, have not been paid.

WHEREFORE, plaintiff prays:

1. For judgment in the amount of plaintiff's damages, together with interest thereon, costs, disbursements and a reasonable attorney's fee.

2. That process in due form of law according to the practice of this Court in cases of admiralty and maritime jurisdiction may issue against the defendant citing it to appear and answer all the singular matters aforesaid.

3. That plaintiff have such other and further relief in the premises as in law and justice it may be entitled to receive.

Dated: New York, New York
December 13, 2007

LAW OFFICES OF
ALBERT J. AVALLONE & ASSOCIATES

By


Albert J. Avallone - AA1679
Attorneys for Plaintiff
MAERSK LINE
551 Fifth Avenue, Suite 1625
New York, NY 10176
(212) 696-1760

SCHEDULE A

I. Defendant's status & address:

A. Upon information and belief and at all times hereinafter mentioned, defendant CALTECH INTERNATIONAL TRADING CORPORATION was and still is a corporation organized and existing under the laws of the State of New Jersey, with offices and a place of business at 434 Northam Drive, North Brunswick, NJ 08902.

II. Details of shipment(s):

1. Bill of Lading No. MAEU511773276, dated February 2, 2007, from Puntarenas to Chittagong via Puerto Caldera on the Vessel MAERSK FREMANTLE, nine (9) forty-foot containers SAID TO CONTAIN: METAL SCRAP, at the applicable tariff and/or Service Contract rate of \$19,489.00 (Exhibit A).

Amount Paid: \$9,976.00

Amount Due: \$9,493.00

2. Bill of Lading No. MAEU522738523, dated April 6, 2007, from Puntarenas to Chittagong via Puerto Cortes on the Vessel MAERSK FREMANTLE, two (2) forty-foot containers SAID TO CONTAIN: STEEL SCRAP, at the applicable tariff and/or Service Contract rate of \$4,337.00 (Exhibit B).

Amount Paid: \$1,497.00

Amount Due: \$2,840.00

3. Bill of Lading No. MAEU522801621, dated September 28, 2007, from Dallas to Chittagong on the Vessel SL FLORIDA, five (5) forty-foot containers SAID TO CONTAIN: STEEL SCRAP, at the applicable tariff charge of \$8.655.00 (Exhibit C).

Amount Paid: \$0

Amount Due: \$8.655.00

III. Total Amount Due: \$20,986.00

TCNU9317990 ML-CR0327749 40 DRY 9'6 1 UNIT 25570.000 KGS 40.000 CBM
PONL7921175 ML-CR0327731 40 DRY 9'6 1 UNIT 26710.000 KGS 40.000 CBM
17NU9916332 ML-CR0327341 40 DRY 9'6 1 UNIT 22540.000 KGS 40.000 CBM
SHIPPER'S LOAD, STOW, WEIGHT AND COUNT

The carrier shall have no liability whatsoever arising out of or in connection with the acts of any person who unlawfully, by the use of force or threats of any kind, damages, seizes, or exercises control over the Goods, over any Sub-Contractor or over any means of transportation or storage of the Goods.

SD/CR

RIGHT PREPARED

ALSO NOTIFY: STANDARD BANK LTD.
AGRABAD BRANCH,
CHITTAGONG, BANGLADESH

seizes, or exercises control over the Goods, over any Sub-Contractor or over any means of transportation or storage of the Goods.

FREIGHT PREPAID

SD/CY

ALSO NOTIFY: STANDARD BANK LIMITED
AGRABAD BRANCH,
HOSSAIN CHAMBER, 105, AGRABAD C/A
CHITTAGONG, BANGLADESH

Freight Charges	Rate	Unit	Currency	Amount	Collex
Chittagong Feeder Additional	200.00	Per Container	USD	400.00	
Documentation Fee - Destination	300.00	Per Bill of Lading	BDT		300.00
Handling Charge - Destination	2100.00	Per Container	BDT		2100.00
Handling Charge - Destination	3350.00	Per Container	BDT	3350.00	
Handling Charge - Destination			BDT	-3350.00	
Emergency Risk Surcharge	0.00	Per Container	USD	0.00	
Documentation Fee - Origin	25.00	Per Bill of Lading	USD	25.00	
Carrier Security Charge	6.00	Per Container	USD	12.00	
Total BDT			BDT		2400.00
Total USD			USD	4337.00	

Export Invoice

6300 Carnegie Blvd
Charlotte NC 28207-4007

Invoice Number: USL8-00477-522901621
Invoice Date: 28-SEP-07
B/L Number: 522911621

Dever:
CALICOE INTERNATIONAL
370 CARBON DR
MTL 115 3
WOMERSET NC 28575

Customer code: 1018642520
Your VET No.:
Your reference: SH-01196

Attention of: Accounts Payable

Our contact/phone no.:
Barion Jackson / 1 800 855-4204, 3201501

Place of receipt:	Place of delivery:	Main vessel name:
DALLAS S/C	CHITTAGONG	SI THORSTEN
Shipping date:	Vessel name:	Voyage:
14-SEP-07	SI THORSTEN	01/01

Item description:	Qty:	UOM:	Class	Unit price:	USD
BASE FREIGHT	3	40' CONT	USD	1,000.00	3,000.00
BASE FREIGHT	2	40' CONT	USD	1,000.00	2,000.00
CHITTAG. FEE/PR ADD.	3	40' CONT	USD	200.00	600.00
CHITTAG. FEE/PR ADD.	2	40' CONT	USD	200.00	400.00
PORT CHARGE	3	40' CONT	USD	115.00	345.00
PORT CHARGE	2	40' CONT	USD	115.00	230.00
MANUAL DOCUMENTATION PROCESS	1	SEARCH LUM	USD	25.00	25.00
CARRIER SECURITY CHARGE	3	40' CONT	USD	6.00	18.00
PORT SECURITY CHARGE	3	40' CONT	USD	6.00	18.00
CARRIER SECURITY CHARGE	2	40' CONT	USD	6.00	12.00
PORT SECURITY CHARGE	2	40' CONT	USD	6.00	12.00

Total due: \$,633.00

Containers:

10004122162	1 40' DRY
10501621723	1 40' DRY
105068919706	1 40' DRY
10501719205	1 40' DRY
10501950042	1 40' DRY

Payment note: By payment/bank transfer please include invoice no. USL8-00477-522901621

Bank: Bank of America
Account: ABA 026019593 (Wires Only) Account: 3756672872
ABA 111000012 (ACH Only) Account: 3756672872

Notes:

Remit to:
Maersk Line
6300 Carnegie Blvd
Attention Payment Services - 2nd floor
Charlotte NC 28207-4007

EXHIBIT "C"